



U.S. Department of Justice

United States Attorney
Southern District of New York

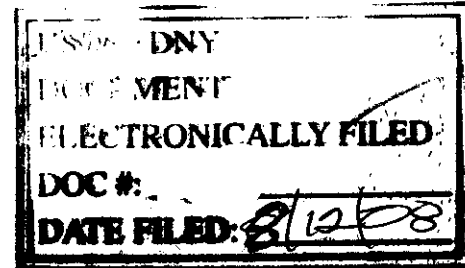
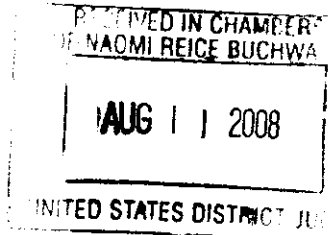
MEMO ENDORSED *p. 2*

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

August 11, 2008

Via Facsimile

Honorable Naomi Reice Buchwald
United States District Judge
Southern District of New York
500 Pearl Street, Room 2270
New York, New York 10007



Re: United States v. Christian Pena et al.
08 Cr. 559 (NRB)

Dear Judge Buchwald:

The Government respectfully requests that Your Honor schedule the next conference in the above-referenced matter for September 10, 2008, at 4:30 p.m.

The Government also requests that the Court exclude time in the above-referenced matter until September 10, 2008, the date of the rescheduled conference. Such an exclusion is warranted because, among other reasons, it will allow the Government to produce discovery and the parties to discuss a possible dispositions in this matter. The attorneys for all defendants have consented to this exclusion.

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

By: 

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(212) 637-2412

cc: Defense Counsel (via facsimile)


MICROFILMED

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The Court finds that the ends of justice served by granting a continuance outweigh the best interests of the public and the defendant in a speedy trial, because it will allow the Government to produce discovery and the parties to discuss a possible dispositions in this matter.

Accordingly, it is ORDERED that the time between the date of this Order and September 10, 2008, is hereby excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(1)(H) & (h)(8)(A), in the interests of justice.

Dated: New York, New York
August 11, 2008



JUDGE NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE